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7 JOSE ANTONIO RODRIGUEZ,
8 Plaintiff,
9 v.
10 VIRGINIA M CERVANTEZ,
11 Defendant.

Case No. 21-cv-01033-HSG
ORDER OF DISMISSAL

12 On February 10, 2021, Plaintiff filed this *pro se* civil rights action pursuant to 42 U.S.C. §
13 1983. Dkt. No. 1. That same day, the Clerk of the Court informed Plaintiff that this action was
14 deficient because he had not submitted his prisoner trust account statement and a Certificate of
15 Funds in Prisoner's Account, both of which are required to complete the *in forma pauperis*
16 application. Dkt. No. 4. Plaintiff was instructed to respond within twenty-eight days of the date
17 of the order. Dkt. No. 4. The deadline has passed, and Plaintiff has not submitted his prisoner
18 trust account statement or the Certificate of Funds in Prisoner's Account, or otherwise
19 communicated with the Court. The Court therefore DISMISSES this action without prejudice.
20 Because this dismissal is without prejudice, Plaintiff may move to reopen the action. Any such
21 motion must contain either the full filing fee or a complete *in forma pauperis* application, i.e. the
22 correct *in forma pauperis* application accompanied by both a prisoner trust account statement and
23 a Certificate of Funds in Prisoner's Account.

24 **IT IS SO ORDERED.**

25 Dated: 4/5/2021

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27 HAYWOOD S. GILLIAM, JR.
28 United States District Judge